9 8-31-05 Attorney's Docket No.: 17646-080009/19950001-CON8 172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplicant: Steven J. Moore, et al

Art Unit : 2157 2 Examiner : M. Meky

Serial No.: 09/363,001 Filed: July 28, 1999

Examiner : W. Wicky

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Title : NETW

: NETWORK PERFORMANCE MONITORING

SEP 07 2005

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Technology Center 2100

INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form.

Under 37 C.F.R. § 1.98 (a)(2)(ii), only copies of non-patent literature are enclosed. Copies of any listed U.S. patents or U.S. patent application publications can be provided upon request. A copy of the Supplementary European Search Report issued in counterpart European Application No. 96924658.6 is also enclosed.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. I, the undersigned, hereby certify that each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, the communication being dated August 4, 2005, which is not more than three months prior to the filing of this statement. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8-34-05

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(37 CFR §1.98(b))

Examiner Signature

U.S. Department of Commerce Patent and Trademark Office Attomey's Docket No. Application No. 17646-080009 09/363,001 Applicant Steven J. Moore, et al

Information Disclosure Statement by Applicant (Use several sheets if necessary)

Group Art Unit 2457 Filing Date July 28, 1999 2157

| U.S. Patent Documents | | | | | | | |
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| Examiner Initial | Desig. ID | Document Number | Publication Date | Patentee | Class | Subclass | Filing Date If Appropriate |
| /M.M./ | AA | 5,278,901 | 01/11/1994 | Shieh et al. | | | |
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| Foreign Patent Documents or Published Foreign Patent Applications | | | | | | | | |
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| Examiner | Desig. | Document | Publication | Country or | | | Translation | |
| Initial | ID | Number | Date | Patent Office | Class | Subclass | Yes | No |
| | AL | | | | | | | |
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| Examiner | Desig. | | | | |
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| /M.M./ | AQ | Kumar, S. et al.; "An Application of Pattern Matching in Intrusion Detection"; Technical Report CSD-TR-94-013; 06/17/1994; pp. 1-55. | | | |
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| | /Moustafa Meky/ | 05/05/2011 | | | |
|--|-----------------|---------------------------------------|--|--|--|
| EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | | | | | |
| | | Substitute Disclosure Form (PTO-1449) | | | |

Date Considered